

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BKY No. 04-40469

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In re:

Corey A. Baanrud,

Debtor.

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**NOTICE OF HEARING AND MOTION  
FOR TURNOVER OF PROPERTY**

TO: The Debtor above-named and her attorney,

1. Randall L. Seaver, the Chapter 7 Trustee herein, moves the Court for the relief request below and gives Notice of hearing herewith.

2. The Court will hold a hearing on this motion on at 10:30 a.m. on September 22, 2004, Courtroom No. 7 West, U.S. Bankruptcy Court, 300 South Fourth Street, Minneapolis, MN 55415 or as soon thereafter as counsel can be heard.

3. Under applicable rules, any objection must be in writing, be delivered to the Trustee and the United States Trustee, and be filed with the clerk, not later than September 15, 2004 which is 7 days before the above date or file and served by mail not later than September 10, 2004 which is 10 days before the time set for hearing in accordance with Local Rules. **UNLESS A RESPONSE IS TIMELY SERVED AND FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING.**

4. This Court has jurisdiction over this Motion under 28 U.S.C. §157 and §1334 and Bankruptcy Rule 5005. This Motion is filed under Local Rule 9013-2, this proceeding arises under 11 U.S.C. §542(e) and 11 U.S.C. §543 and Local Rule 6072-1.

5. The petition commencing this Chapter 7 case was filed on February 2, 2004. The case is now pending in this Court.

6. The Trustee has requested bank account statements and registers from the Debtor. All that the Trustee has received is a bank account statement for the time period of February 10, 2004 - March 8, 2004, which does not cover the date of filing, nor does it cover the 90 days prior to filing.

WHEREFORE, the Trustee requests an order of the court requiring the Debtor to provide to the Trustee account statements and registers for all accounts into which he has deposited monies or from which he has withdrawn funds from November 1, 2003 - February 10, 2004.

Dated: August 11, 2004

/e/ Randall L. Seaver  
Randall L. Seaver, Trustee  
12400 Portland Avenue South, Suite 132  
Burnsville, MN 55337  
(952) 890-0888

Attorneys for Randall L. Seaver, Trustee

### **VERIFICATION**

I, Randall L. Seaver, Trustee for the Bankruptcy Estate of Baanrud, named in the foregoing Notice of Hearing and Motion for Turnover of Property declare under penalty of perjury that the foregoing is true and correct according to the best of my knowledge, information and belief.

Executed on August 11, 2004

/e/ Randall L. Seaver  
Randall L. Seaver, Trustee

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BKY No. 04-40469

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In re:

Corey A. Baanrud,

Debtor.

**UNSWORN DECLARATION  
FOR PROOF OF SERVICE**

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Kari L. Fogarty, employed by Randall L. Seaver, attorney licensed to practice law in this Court, with office address of 12400 Portland Avenue South, Suite 132, Burnsville, MN 55337, declares that on August 11, 2004, I served the annexed Notice of Hearing and Motion for Turnover of Property and proposed Order upon each of the entities named below by mailing each of them a copy thereof by enclosing same in an envelope with first class mail postage prepaid and depositing same in the post office at Minneapolis, Minnesota, addressed to each of them as follows:

Corey A. Baanrud  
5431 164<sup>th</sup> Lane NW  
Ramsey, MN 55303

Joseph A. Skokan  
Piletich and Skokan, P.A.  
1675 S. Greeley St., Suite 100  
Stillwater, MN 55402

Linda J. Jungers  
Stewart, Zlimen & Jungers  
430 Oak Grove Street, Suite 200  
Minneapolis, MN 55403

Office of the United States Trustee  
1015 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

And I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: August 11, 2004

/e/ Kari L. Fogarty  
Kari L. Fogarty

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

BKY No. 04-40469

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In re:

Corey A. Baanrud,

**ORDER**

Debtor.

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This matter came on for hearing before this court on the motion of Randall L. Seaver, Chapter 7 Trustee, for turnover of property of the estate. Appearances, if any, were noted upon the record.

Upon the Motion of the Trustee, arguments of counsel, and the documents of record herein., and the Court being fully advised in the premises,

**IT IS HEREBY ORDERED:**

1. Within seven (7) days from the entry of this Order the Debtor shall turnover to the Trustee account statements and registers for all accounts into which he has deposited monies or from which he has withdrawn funds from November 1, 2003 - February 10, 2004

**BY THE COURT:**

Dated: \_\_\_\_\_, 2004

\_\_\_\_\_  
Nancy C. Dreher  
U.S. Bankruptcy Judge